

**A RESOLUTION
AS SUBSTITUTED BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH INSTITUFORM TECHNOLOGIES, INC. FOR FC-4993, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SEVEN MILLION SIX HUNDRED NINETY-SEVEN THOUSAND TWO HUNDRED TWENTY-SEVEN DOLLARS AND FIFTY CENTS (\$7,697,227.50); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17102445.103.506621876.5414002 AND FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER AND WASTEWATER BOND) 170215 (WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICE); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did advertise for FC-4993, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management ("DWM") has identified the need for an annual contract that will provide provide services to upgrade sewers that have been found to have severe defects as a result of SSES activities in compliance with the First Amended Consent Decree and to support the acquisition of capacity credits to allow development to take place by upsizing sewers; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-4993, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D, be awarded to Instituform Technologies, Inc. in an amount not to exceed Seven Million Six Hundred Ninety-Seven Thousand Two Hundred Twenty-Seven Dollars and Fifty Cents (\$7,697,227.50).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to enter into an Agreement with Instituform Technologies, Inc. for FC-4993, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D, on behalf of the Department of Watershed Management, in an amount not to exceed Seven Million Six Hundred Ninety-Seven Thousand Two Hundred Twenty-Seven Dollars and Fifty Cents (\$7,697,227.50).

BE IT FURTHER RESOLVED, that the term of the Agreement will be for three hundred sixty-five (365) days for substantial completion and four hundred fifty-five (455) days for final completion.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to the Instituform Technologies, Inc.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from Project Award Task Expenditure and Organization Number 17102445.103.506621876.5414002 and Fund Department Organization and Account Number 5066 (2009A Water and Wastewater Bond) 170215 (Wastewater Sewer Repair) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4333000 (New Sewer Service).

LEGISLATIVE SUMMARY

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH INSTITUFORM TECHNOLOGIES, INC. FOR FC-4993, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SEVEN MILLION SIX HUNDRED NINETY-SEVEN THOUSAND TWO HUNDRED TWENTY-SEVEN DOLLARS AND FIFTY CENTS (\$7,697,227.50); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17102445.103.506621876.5414002 AND FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER AND WASTEWATER BOND) 170215 (WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICE); AND FOR OTHER PURPOSES.

| | |
|---------------------------------|--|
| Committee Meeting Date: | September 1, 2009 |
| Council Meeting Date: | September 8, 2009 |
| Legislation Title: | FC-4993, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, |
| Requesting Dept.: | Watershed Management |
| Contract Type: | Construction Services |
| Advertisement: | An Advertisement was placed on the City's website on July 20, 2009. |
| Bids/Proposals Due: | August 25, 2005 |
| Invitations E-Mailed: | Eighty-Eight (88) Invitations were e-mailed |
| Bids/Proposals Received: | Four (4) Bids were received |
| Bidders/Proponents: | <u>Proponents:</u> Insituform Technologies, Inc. Reynolds Inliner, LLC Inland Waters Pollution Control, Inc. Lanzo Lining/Thrasher Contracting, LLC, JV |
| Contractor: | Insituform Technologies, Inc. |
| Estimated Value: | \$7,697,277.50 |

Scope Summary: The purpose of this project is to carry out rehabilitation for sewers using primarily cured-in-place-pipe techniques as authorized by the Department of Watershed Management.

This is a Consent Decree project scheduled to commence by November 1, 2009.

Evaluation Team: Department of Watershed Management and the Mayor's Office of Contract Compliance

Term of Contract: The term of this Agreement is for Three Hundred Sixty Five (365) Substantial Completion Days and Four Hundred Fifty Five (455) Final Completion Days.

Fund Account Centers: Project Award Task Expenditure and Organization Number 17102445.103.506621876.5414002 and Fund Department Organization and Account Number 5066 (2009A Water and Wastewater Bond) 170215 (Wastewater Sewer Repair) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4333000 (New Sewer Service).

Prepared By: Lynn Thomas Portee

Contact Number: 404.330.6109



DEPT. OF WATERSHED MGT.

09 AUG 31 PM 5:15

BUREAU OF MANAGEMENT


SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE, SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
ROBERT J. HUNTER
Commissioner

August 31, 2009

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Robert J. Hunter, Commissioner 
Department of Watershed Management

**SUBJECT: Legislative Request for FC-4993 Sewer Group Two Rehabilitation
Phase II-Cured in Place Pipe Contract D**

Please prepare appropriate legislation (**Cycle 14, September 1, 2009**) for the above referenced contract with Insituform Technologies, Inc. in an amount not to exceed **\$7,697,227.50**. The funding of this agreement shall be subject to and expressly contingent upon the May/June bond funding and the appropriation of sufficient funds to the associated funding sources.

Bids were received from four bidders and are summarized as follows:

Insituform Technologies, Inc. - \$7,697,227.50

Reynolds Inliner, LLC - \$9,088,697.95

Inland Waters Pollution Control, Inc. - \$9,142,902.10

Lanzo/Thrasher Construction Company - \$7,860,564.00

The low bidder, Insituform Technologies, Inc., meet the City's minimum qualifications.

If you have any questions please contact Lawrence Hall, Departmental Contracting Officer, at (404) 330-6151.

Thank you for your assistance in this matter.

cc: Shelia Pierce, Deputy Commissioner, DWM
George Barnes, Deputy Commissioner, DWM
Cathy Martin, Deputy Chief Procurement Officer, DOP
Maisha Land, Legislative Liaison, DWM
Theresa Stewart, Legislative Counsel, DOL
Lawrence Hall, Departmental Contracting Officer, DWM
File



CITY OF ATLANTA

Shirley Franklin
Mayor

SUITE 1700
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6010 Fax: (404) 658-7359
Internet Home Page: www.atlantaga.gov

OFFICE OF CONTRACT COMPLIANCE
Hubert Owens
Director
h Owens@atlantaga.gov

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Director *HO*
Mayor's Office of Contract Compliance

RE: Bid Recommendation for FC 4993, Sewer Group II Rehabilitation CIPP,
Contract D

DATE: August 27, 2009

The Office of Contract Compliance has reviewed the four bidders for minority and female business enterprise participation. All four bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs, HBEs, ABEs, and FBEs as indicated below:

Insituform Technologies, Inc.

| | | |
|------------------------------------|------|------------|
| Imani Environmental Group | AABE | 24% |
| Metals & Materials Engineers, LLC | AABE | 4% |
| Robinson Realty Group | FBE | 3% |
| Giavanna Constructors, Inc. | FBE | 1% |
| North American Pipeline Management | FBE | 2% |
| Participation Total | | 34% |

Reynolds Inliner, LLC

| | | |
|---|------|------------|
| Urban Utility Services, LLC | AABE | 8% |
| Cajenn Construction and Rehabilitation | FBE | 5% |
| Head Technologies | AABE | 11% |
| North American Pipeline Management | HBE | 5% |
| Superior Pipeline Services, Inc. | AABE | 4% |
| Lori's Transportation & Excavation, LLC | FBE | 7% |
| Q Solutions, Inc. | ABE | 43% |
| Participation Total | | 40% |

MEMORANDUM

TO: Adam L. Smith
FROM: Hubert Owens
RE: **Bid Recommendation for FC 4993, Sewer Group II Rehabilitation CIPP,
Contract D**
DATE: **August 27, 2009**
PAGE: 2

Inland Waters Pollution Control, Inc.

| | | |
|--|------|------------|
| North American Pipeline Management, Inc. | HBE | 1% |
| Superior Pipeline Services, Inc. | AABE | 6% |
| CBL Industries, LLC | ABE | 18% |
| Imani Environmental Group, Inc. | AABE | 3% |
| Utility Asset Management | FBE | 6% |
| Participation Total | | 34% |

Lanzo Lining/Thrasher Contracting, LLC a JV

| | | |
|--|------|------------|
| Thrasher Contracting, LLC | AABE | 35% |
| WBE Dorcas | FBE | 3% |
| North American Pipeline Management, Inc. | FBE | 2% |
| Participation Total | | 40% |

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

cc: File
Lynn Portee, DOP

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4742, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT AND ACCOUNT NUMBER _____; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did advertise for FC-4742, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management ("DWM") has identified the need for an annual contract that will provide provide services to upgrade sewers that have been found to have severe defects as a result of SSES activities in compliance with the First Amended Consent Decree and to support the acquisition of capacity credits to allow development to take place by upsizing sewers; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-4742, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D, be awarded to _____, in an amount not to exceed _____.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to enter into an Agreement with _____, for FC-4742, Sewer Groups II Rehabilitation Cured-In-Place Pipe, Contract D, on behalf of the Department of Watershed Management, in an amount not to exceed _____.

BE IT FURTHER RESOLVED, that the term of the Agreement will be for one (1) year at the City's sole discretion.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to the Contractor.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from _____.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4742, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT AND ACCOUNT NUMBER _____; AND FOR OTHER PURPOSES.

Council Meeting Date: June 1, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

To enter into a contractual agreement with Insituform,
for FC-4742, Sewer Groups II Rehabilitation CIPP,
Contract D, in an amount not to exceed _____.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

Consent Decree - FC-4742, Sewer Groups II Rehabilitation CIPP, Contract D shall consist of, but limited to, fixing and maintaining sewer pipes in the Atlanta area. Funding codes to be provided at a later date.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc): Professional Services

(b) Source Selection:

(c) Bids/Proposals Due:

(d) **Invitations Issued:**

(e) **Number of Bids:**

(f) **Proposals Received:**

(g) **Bidders/Proponents:**

(h) **Term of Contract:**

4. Fund Account Center (Ex. Name and number):

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant

6. Fiscal Impact:

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: Revenue Fund

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Lawrence Hall

CITY OF ATLANTA
DEPT. OF PROCUREMENT
TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON
09 MAY -7 PM 5:28

Dept.'s Legislative Liaison: _____ **Maisha L. Wood** _____

Contact Number: _____ **(404) 330-6887** _____

Originating Department: _____ **Department of Watershed Management** _____

Committee(s) of Purview: _____ **City Utilities Committee** _____

Chief of Staff Deadline: _____ **May 14, 2009** _____

Anticipated Committee Meeting Date(s): _____ **May 26, 2009** _____

Anticipated Full Council Date: _____ **June 1, 2009** _____

Legislative Counsel's Signature: *M. Theresa Hunt* _____

Commissioner Signature: *Robert G. Hunter* ^{CO} _____

Chief Procurement Officer Signature: *Adan Smith* _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4742, SEWER GROUPS II REHABILITATION CURED-IN-PLACE PIPE, CONTRACT D, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT AND ACCOUNT NUMBER _____; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: _____ **Received by LC from CPO:** _____
(date) (date)

Received by Mayor's Office: *5-12-09* **Reviewed by:** _____
(date) (date)

Submitted to Council: _____
(date)